

OPTOMETRY EXAMINING BOARD  
REGULAR MEETING  
NOVEMBER 2, 2001

MEMBERS PRESENT: Kerry Griebenow, OD; Leon Griffin, Jr., OD; Ray Heiser; Heather Hinson, OD; Chris Hubbell, OD; Lynne LeCount; Jeff Sarazen, OD

LEGAL COUNSEL: Ruby Jefferson-Moore

STAFF PRESENT: Kimberly Nania, Karen Rude-Evans

GUESTS: Peter Theo, WOA

CALL TO ORDER

Chair Chris Hubbell called the meeting to order at 10:17 a.m.

APPROVAL OF AGENDA

Amendments: -Published addendum – Review application for DPA & TPA certification – John Neumann  
-Published addendum – Review applications for late renewal for DPA & TPA certification – Greg Hansen and Lisa Hansen  
-Request for CE waiver – Zorik Bunchuk, OD

MOTION: Kerry Griebenow moved, seconded by Jeff Sarazen, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF SEPTEMBER 12, 2001

MOTION: Kerry Griebenow moved, seconded by Lynne LeCount, to approve the Minutes of September 12, 2001, as written. Motion carried unanimously.

PRESENTATION OF PROPOSED STIPULATIONS

There were no stipulations.

REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND  
ADMINISTRATIVE RULES

These reports were informational.

FINAL ADOPTION OF RULES RELATING TO CONTACT LENS PRESCRIPTION RELEASE BY  
OPTOMETRISTS

MOTION: Leon Griffin moved, seconded by Kerry Griebenow, to adopt the rules relating to contact lens prescription release by optometrists. Motion carried unanimously.

## DISCUSSION REGARDING DEVELOPMENT OF A FORM FOR EYE EXAMINATIONS AND EVALUATIONS THAT WILL BE PROVIDED TO KINDERGARTEN STUDENTS

MOTION: Ray Heiser moved, seconded by Jeff Sarazen, to approve the Kindergarten Eye Health Examination Report form developed by the Wisconsin Academy of Ophthalmology, the State Medical Society of Wisconsin and the Wisconsin Optometry Association. Heather Hinson – no. Motion carried.

## APPEARANCES AND PRESENTATIONS BY WISCONSIN ASSISTANT ATTORNEY GENERAL DAVID GILLES, ATTORNEY ELIZABETH MCCALLUM REPRESENTING JOHNSON & JOHNSON/VISTAKON, AND ATTORNEY THOMAS DOVE REPRESENTING 1-800-CONTACTS

An anti-trust lawsuit was filed in federal court in Florida. Attorney Elizabeth McCallum, representing Johnson & Johnson/Vistakon, Attorney Thomas Dove, representing 1-800-CONTACTS, and Wisconsin Assistant Attorney General David Gilles presented their views of the proposed settlement in the anti-trust lawsuit. No Board action was taken at this time.

## DISCUSSION OF AUTOMATED TELEPHONE INQUIRIES

Some optometrists have received computer generated, automated telephone calls from contact lens “providers” to verify contact lens prescriptions. Apparently some of these calls are received late at night after business hours, and if the practitioner does not respond during the call the provider will accept the prescription as valid by default.

## REVIEW OF PRACTICE QUESTIONS RELATING TO CURRICULA TO INSTRUCT TEACHERS OF VISUALLY IMPAIRED STUDENTS THE PROPER USE OF PRESCRIBED, HAND-HELD OPTICAL DEVICES

The Board reviewed correspondence from the American Printing House For The Blind, Inc. (APH), relating to curricula to instruct teachers of visually impaired students the proper use of prescribed, hand-held optical devices. The Board has not authority over whether or not this kit is sold in Wisconsin, and suggests APH consult with their legal counsel.

## AOA RESOLUTION 3 RELATING TO ETHICS COURSE

This item was informational.

## ARBO REQUEST FOR SUPPORT FOR WORLD HEALTH ORGANIZATIONS VISION 2020 PROGRAM

This item was informational.

## REPORT OF STATUTES AND RULES COMMITTEE

Kerry Griebenow reported that the Committee is in the final stages of making changes to Chapter 449, and hopes to finalize and summarize the changes at its next meeting and to present the recommendations to the full Board soon.

## ARBOLIST/LIST SERVE

Many emails have been generated by the arbolist/list serve to all the Board members and department staff. This has become problematic as it takes a great deal of time to respond to the emails. Jeff Sarazen will be the arbolist/list serve contact person for the Board.

## VISITORS' COMMENTS

There were no visitors' comments

## RECESS TO CLOSED SESSION

MOTION: Lynne LeCount moved, seconded by Leon Griffin, to recess to closed session pursuant to Chapter 19.85(1)(a), (b), (f) and (g). Wis. Stats., for the purpose of reviewing applications, reviewing a request for CE waiver, reviewing case status report and consulting with legal counsel. Roll call vote: Kerry Griebenow –yes, Leon Griffin – yes, Ray Heiser – yes, Heather Hinson – yes, Chris Hubbell – yes, Lynne LeCount – yes, Jeff Sarazen – yes. Motion carried unanimously.

Open session recessed at 12:31 a.m.

## RECONVENE IN OPEN SESSION

MOTION: Jeff Sarazen moved, seconded by Leon Griffin, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 1:05 p.m.

## VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

### APPLICATION REVIEWS

#### JOHN C NEUMANN, OD

MOTION: Jeff Sarazen moved, seconded by Kerry Griebenow, to recommend to the Department to issue a DPA certificate to John C. Neumann, OD. Motion carried unanimously.

#### GREG HANSEN, OD, AND LINDA HANSEN, OD

The Board reviewed the information submitted by Greg Hansen, OD, and Lisa Hansen, OD, and determined that they both need two more hours in TPA related topics. Legal counsel will reply to the Hansens.

## CASE STATUS REPORT

There were no cases to close.

## REQUEST FOR EXEMPTION FROM CE REQUIREMENT

### ZORIK BUNCHUK, OD

The Board reviewed the information submitted by Zorik Bunchuk, OD, and determined that he needs three more CE hours. Legal counsel will reply to Dr. Bunchuk.

### LISTING OF BOARD MEMBERS

The listing of Board members was reviewed and updated.

### INFORMATIONAL ITEMS

The Board noted the informational items.

### ADJOURNMENT

MOTION: Jeff Sarazen moved, seconded by Kerry Griebenow, to adjourn the meeting.  
Motion carried unanimously.

The meeting adjourned at 1:23 p.m.

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